



# **PLANNING COMMISSION AGENDA REPORT**

**VII.5**

**MEETING DATE: DECEMBER 10, 2007**

**ITEM NUMBER:**

**SUBJECT: PLANNING APPLICATION PA-07-43  
1548 ADAMS AVENUE, UNITS A AND B**

**DATE: NOVEMBER 29, 2007**

**FOR FURTHER INFORMATION CONTACT: MEL LEE, AICP SENIOR PLANNER (714) 754-5611**

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## **PROJECT DESCRIPTION / BACKGROUND**

The applicant originally requested a conditional use permit to allow a liquor store (Party Time Liquor) to reopen with an Alcoholic Beverage Control ABC license, which has been closed during renovations. After additional review, including contact with ABC, it was determined that a conditional use permit was not required since the original license was never suspended or revoked by ABC.

## **RECOMMENDATION**

Withdraw application.

MEL LEE, AICP  
Senior Planner

KIMBERLY BRANDT, AICP  
Asst. Development Services Director

Attachment: Applicant's Request

cc: Deputy City Manager - Dev. Svs. Director  
Sr. Deputy City Attorney  
City Engineer  
Fire Protection Analyst  
Staff (4)  
File (2)

Linda Kenski  
c/o Kenski Properties  
201 Covina Avenue, #7  
Long Beach, CA 90803

Sparks Enterprises  
c/o Tom Sparks  
P.O. Box 1299  
Lake Forest, CA 92609-1299

Rutan & Tucker, LLP  
c/o Jeffery A. Goldfarb  
611 Anton Boulevard, Suite 1400  
Costa Mesa, CA 92626

File: 121007PA0743WD	Date: 112707	Time: 10:30 a.m.
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November 26, 2007

RECEIVED  
CITY OF COSTA MESA  
DEVELOPMENT SERVICES DEPARTMENT

NOV 27 2007

Mr. Mel Lee, AICP  
Sr. Planner  
City of Costa Mesa  
P.O. Box 1200  
Costa Mesa, CA 92628-1200

Re: Party Time Liquors, 1548 Adams Avenue

Dear Mel:

Thank you for having taken the time to speak with me this morning regarding Party Time Liquors' application for a conditional use permit. As you noted, a conditional use permit does not appear to be required under Section 13-200.71 as Party Time Liquor's permit was never revoked or suspended by the State. It is my understanding that this fact was also confirmed to the City in your phone call to the California Department of Alcoholic Beverage Control. Based on the foregoing, and pursuant to our conversation, we are hereby withdrawing Party Time Liquor's application for a conditional use permit as one is not necessary. Thank you in advance for processing the paperwork for the fee refund.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

RUTAN & TUCKER, LLP

Jeffrey A. Goldfarb  
Attorneys for Sparks Enterprises, L.P.

JAG:jh  
cc: Tom Sparks